



BEFORE THE ARIZONA CORPORATION COMMISSION

JEFF HATCH-MILLER

Chairman

WILLIAM MUNDELL

Commissioner

MARC SPITZER

Commissioner

MIKE GLEASON

Commissioner

KRISTIN MAYES

Commissioner

IN THE MATTER OF THE APPLICATION OF
MCIMETRO ACCESS TRANSMISSION
SERVICES, LLC, FOR APPROVAL OF AN
AMENDMENT FOR ELIMINATION OF UNE-P
AND IMPLEMENTATION OF BATCH HOT
CUT PROCESS AND QPP MASTER SERVICES

DOCKET NO. T-01051B-04-0540
T-03574A-04-0540

**MOTION AND CONSENT OF
TIMOTHY BERG FOR PRO HAC
VICE ADMISSION OF JOHN M.
DEVANEY ON BEHALF OF
QWEST CORPORATION**

Pursuant to Rule 33(c) and (d) Rules of the Supreme Court, the above-named attorney moves the Arizona Corporation Commission to admit John M. Devaney as counsel pro hac vice in this action.

The following exhibits are attached hereto pursuant to Rule 33(c) and (d):

1. the original Verified Application; and
2. the Certificate of Good Standing;
3. the State Bar of Arizona Notice of Receipt.

The filing fee as required under Rule 33(d) has been submitted to the State Bar of Arizona. Timothy Berg hereby agrees to serve as designated local counsel for the above-captioned docket. A proposed order admitting John M. Devaney accompanies this Motion.

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2006 JAN 23 1 A 11: 54

AZ CORP COMMISSION
DOCUMENT CONTROL

1 RESPECTFULLY SUBMITTED this 23rd day of January, 2006.

2
3 Norman Curtright
4 QWEST CORPORATION
5 4041 N. Central Avenue
6 Phoenix, AZ 85012
7 (602) 630-2187

8 -and-

9 FENNEMORE CRAIG, P.C.

10 By JA Berg
11 Timothy Berg
12 Theresa Dwyer
13 3003 N. Central Ave, Suite 2600
14 Phoenix, Arizona 85012
15 (602) 916-5421

16 Attorneys for Qwest Corporation

17 ORIGINAL and 15 copies hand-delivered for
18 filing this 23rd day of January, 2006 to:

19 Docket Control
20 ARIZONA CORPORATION COMMISSION
21 1200 West Washington
22 Phoenix, Arizona 85007

23 COPY of the foregoing hand-delivered
24 this 23rd day of January, 2006 to:

25 Dwight Nodes
26 Hearing Division
ARIZONA CORPORATION COMMISSION
1200 West Washington
Phoenix, Arizona 85007

Maureen Scott
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington
Phoenix, Arizona 85007

1 Christopher K. Kempley, Chief Counsel
2 Legal Division
3 Arizona Corporation Commission
4 1200 West Washington Street
5 Phoenix, AZ 85007

4 Ernest Johnson, Director
5 Utilities Division
6 Arizona Corporation Commission
7 1200 West Washington Street
8 Phoenix, AZ 85007

7 COPY of the foregoing mailed
8 this 23rd day of January, 2006 to:

9 Thomas F. Dixon
10 MCImetro Access Transmission Services, LLC
11 707 - 17th Street, Suite 4200
12 Denver, CO 80202

11 Thomas H. Campbell
12 Michael T. Hallam
13 LEWIS AND ROCA
14 40 N. Central Avenue
15 Phoenix, AZ 85004

14 Jeff Rhoden
15 Prime Time Ventures, LLC
16 210 W. 8th Street, Suite 202
17 Medford, OR 97501

18 Joan S. Burke
19 OSBORN MALEDON
20 2929 N. Central Avenue, Suite 2100
21 Phoenix, AZ 85012-2794

21 Mary B. Tribby
22 AT&T
23 1875 Lawrence Street, Suite 1053
24 Denver, CO 80202-1870

23 Dereck M. Gietzen
24 Vycera Communications, Inc.
25 12750 High Bluff Drive, Suite 200
26 San Diego, CA 92130

Patrick Clisham
AT&T Arizona State Director
320 E. Broadmoor Court
Phoenix, AZ 85022

Dennis Ahlers
Eschelon Telecom of Arizona, Inc.
730 Second Avenue South, Suite 1200
Minneapolis, MN 55402

William Haas
McLeodUSA Telecommunications
Services, Inc.
5400 C Street SW
P.O. Box 3177
Cedar Rapids, IA 52406

Jeffrey J. Walker
Preferred Carrier Services, Inc.
14681 Midway Road, Suite 105
Addison, TX 75001

Metropolitan Telecommunications of
Arizona, Inc.
44 Wall Street, 14th Floor
New York, NY 10005

Christopher Staton
PiperTel Communications, LLC
2100 S. Cherry Street, Suite 230
Denver, CO 80222

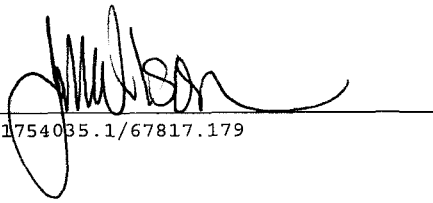
1	Granite Telecommunications, LLC	William Levis
2	234 Copeland Street	MCImetro Access Transmission Services
3	Quincy, MA 02169	707 – 17 th Street, Suite 3900
4	Robert A. Curtis	Denver, CO 80202
5	Trinsic Communications, Inc.	Scott Loney
6	601 S. Harbour Island Boulevard, Suite	Bullseye Telecom, Inc.
7	2200	25900 Greenfield Road, Suite 330
8	Tampa, FL 33602	Oak Park, MI 48237
9		
10	Lisa Lezotte	Ronald Rodemerk
11	CAN Communication Services, Inc.	Global Crossing Local Services, Inc.
12	32991 Hamilton Court	1080 Pittsford Victor Road
13	Farmington Hills, MI 48334	Pittsford, NY 14534
14		
15	Donna Beaver	Paul Riss
16	The J. Richard Company	New Rochelle Telephone Corporation
17	4607 E. Molly Lane	74 South Broadway, Suite 302
18	Cave Creek, AZ 85331	White Plains, NY 10601
19		
20	Keith Nussbaum	Todd Meislahn
21	Preferred Long Distance, Inc.	1-800- Reconex, Inc.
22	16830 Ventura Boulevard, Suite 350	2500 Industrial Avenue
23	Encino, CA 91436	Hubbard, OR 97032
24		
25	Arthur L. Magee	Gregory Lawhon
26	Budget Phone, Inc.	Ionex Communications North
	6901 W. 70 th Street	2020 Baltimore
	Shreveport, LA 71149	Kansas City, MO 64108
	Linda Hunt	Jeff Swickard
	Lightyear Network Solutions, LLC	Tel West Communications LLC
	1901 Eastpoint Parkway	P.O. Box 94447
	Louisville, KY 40223	Seattle, WA 98124
	Steven S. Solbrack	Matt O'Flaherty
	Popp Telecom, Inc.	NorthStar Telecom, Inc.
	620 Mendelssohn Avenue N	1101 Hills Road
	Golden Valley, MN 55427	Fremont, NE 68025

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Jeff Compton
Telscape Communications, Inc.
606 E. Huntington Drive
Monrovia, CA 91016

Debra Waller
CAT Communications International, Inc.
P.O. Box 13167
Roanoke, VA 24031-3167

Paul Masters
Ernest Communications, Inc.
6475 Jimmy Carter Boulevard, Suite 300
Norcross, GA 30071



1754035.1/67817.179



For Official Use Only

App# 102273

Pro Hac ID # 8164485

**NONRESIDENT ATTORNEY
PRO HAC VICE APPLICATION**

Name: John M. Devaney

Residence Address: 3428 Patterson Street, NW, Washington, DC 20015

Office Address: Perkins Coie LLP, 607 14th Street, NW, Washington, DC 20005

Telephone: (202) 434-1624

Fax: (202) 434-1690

Title of cause or case where applicant seeks to appear: In the Matter of the Application of MCIMetro Access Transmission Services, LLC, for Approval of an Amendment for elimination of UNE-P and Implementation of Batch Hot Cut Process and QPP Master Services

Docket Number: T-01051B-04-0540; T-03574A-04-0540

Court, Board, or Administrative Agency: Arizona Corporation Commission

Party on whose behalf applicant seeks to appear: Qwest Corporation

Courts to Which Applicant Has Been Admitted:

United States Court of Appeals for the Federal Circuit

District of Columbia Court of Appeals

United States District Court for the District of Columbia

Date of Admission:

05/24/90

12/19/83

03/06/89

Bar Number:

375465

375465

375465

Applicant is a member in good standing in such courts.

Applicant is not currently disbarred or suspended in any court.

Applicant ☐ is / ☒ is not (select one) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law.

Jurisdiction(s) Where
Discipline Matter Pending:

Nature of Matter
Under Investigation:

Name / Address of
Disciplinary Authority:

Applicant ☐ has / ☒ has not (select one) been disciplined by any court, agency or organization authorized to discipline attorneys at law.

State Bar of Arizona
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SEP 02 2005

In the preceding three (3) years, applicant has filed applications to appear as counsel under Rule 33, Arizona Rules of Supreme Court in the following:

Title of Matter:	Docket #:	Court or Agency:	Application Granted? (Y/N)
<u>In the Matter of the Petition of DIECA Communications, Inc. dba COVAD Communications Company for Arbitration of an Interconnection Agreement with Qwest Corporation Arizona Corporation Commission v. Qwest LD Corporation</u>	<u>T-03632A-04-0425</u>	<u>Arizona Corporation Commission</u>	<u>Yes</u>
_____	<u>T-04190A-04-0904</u>	<u>Arizona Corporation Commission</u>	<u>Yes</u>
_____	_____	_____	_____

Name of local counsel: Timothy Berg
State Bar of Arizona Number: 004170
Address: Fennemore Craig, Suite 2600, 3003 North Central Avenue, Phoenix, AZ 85012-2913

Telephone : (602) 916-5412 Fax: (602) 916-5621

Name(s) of each party in this cause and name and address of all counsel of record:

Party:	Counsel of Record:	Address:
<u>Qwest Corporation</u>	<u>John Devaney</u>	<u>Perkins Coie LLP, 607 14th Street, NW, Washington, DC 20005</u>
<u>Qwest Corporation</u>	<u>Timothy Berg</u>	<u>Fennemore Craig, Suite 2600, 3003 North Central Avenue, Phoenix, AZ 85012-2913</u>
<u>Qwest Corporation</u>	<u>Norman G. Curtright</u>	<u>Qwest Corporation 4041 N. Central Ave., Suite 1100, Phoenix, AZ 85012</u>
<u>Arizona Corporation Commission</u>	<u>Maureen Scott</u>	<u>Arizona Corporation Commission, 1200 West Washington, Phoenix, AZ 85007</u>
<u>MCIMetro Access Transmission Services</u>	<u>Thomas H. Campbell</u>	<u>Lewis and Roca, 40 N. Central Avenue, Phoenix, AZ 85004</u>
<u>MCIMetro Access Transmission Services</u>	<u>Thomas F. Dixon</u>	<u>MCIMetro Access Transmission Services, LLC, 707 17th Street, #4200, Denver, CO 80202</u>

Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$391.00.

This case or cause ☐ is / ☒ is not (select one) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, applicant certifies the following:

Applicant certifies the following:

1. Applicant shall be subject to the jurisdiction of the courts and agencies of the State of Arizona and to the State Bar of Arizona with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Arizona, as provided in Rule 46(b) Rules of the Supreme Court.
2. Applicant will review and comply with appropriate rules of procedure as required in the underlying cause.
3. Applicant understands and shall comply with the standards of conduct required of members of the State Bar of Arizona.

Verification

STATE OF District of Columbia
County of _____ ss.

I, the Applicant, swear that all statements in the application are true, correct and complete to the best of my knowledge and belief.

Dated: 9/1/05

Applicant's signature John M. Devaney

SUBSCRIBED AND SWORN TO before me this 1st day of Sept, 2005 by

John M. Devaney
Name of Applicant

Claudette B. Henry
Notary Public **Claudette B. Henry**
My Commission Expires June 30, 2008 **Notary Public, Washington, D.C.**

NOTE – As the application requires original signatures of the applicant and notary, this application cannot be filed electronically. Please submit all documents and fees by mail to:

State Bar of Arizona
Pro Hac Vice
4201 N. 24th Street, Suite 200
Phoenix, AZ 85016

For further information, please contact our Resource Center at 602-340-7239.

**United States District Court
for the District of Columbia
CLERK'S OFFICE**

**333 Constitution Avenue, NW
Washington, DC 20001**

I, **NANCY M. MAYER-WHITTINGTON**, Clerk of the United States

District Court for the District of Columbia, do hereby certify that:

JOHN M. DEVANEY

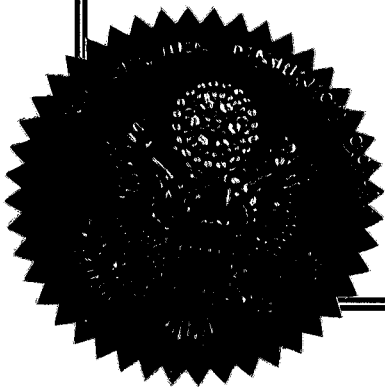
was, on the 16th day of March A.D. 1989 admitted to practice as an Attorney
at Law at the Bar of this Court, and is, according to the records of this Court, a
member of said Bar in good standing.

In Testimony Whereof, I hereunto subscribe my name and affix the seal of said Court
in the City of Washington this 1st day of September, A.D. 2005.

NANCY M. MAYER-WHITTINGTON, CLERK

By: _____

Deputy Clerk



1
2
3 **Arizona Corporation Commission**

4 In the Matter of the Application of)
5 MCIMetro Access Transmission Services, LLC)

CASE#T-01051B-04-0540,T-03574A-040540

6)
7) SBA App # 1002273

8 **NOTICE OF RECEIPT OF**
9 **COMPLETE APPLICATION**


10 NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has
11 received the verified application and fee from John M. Devaney

12 In addition to this application, applicant has made the following applications to appear
13 pro hac vice, pursuant to Rule33 (d), within the previous three (3) years:

Title of Matter	Court/Agency	Date	Granted?	
Dieca Communications	AZ Corporation Commission	02/02/05	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Az Corp Commissions Utilities Division	AZ Corporation Commission	02/02/05	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

14 Exhibit A, the original verified application and Exhibit B, the original Certificate(s) of
15 Good Standing are attached hereto.

16 DATED this 18th day of January 2006

17
18 
19 Mabel Ramirez
20 Resource Center
21 State Bar of Arizona

22 Original Mailed on this 18th day of January 2005 to:

23 Mr. Timothy Berg
24 3003 N Central Ave Suite 2600
25 Phoenix, AZ 85012-2913

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BEFORE THE ARIZONA CORPORATION COMMISSION

JEFF HATCH-MILLER
Chairman
WILLIAM MUNDELL
Commissioner
MARC SPITZER
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Commissioner
KRISTIN MAYES
Commissioner

IN THE MATTER OF THE APPLICATION OF
MCIMETRO ACCESS TRANSMISSION
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AND IMPLEMENTATION OF BATCH HOT
CUT PROCESS AND QPP MASTER SERVICES

DOCKET NO. T-01051B-04-0540
T-03574A-04-0540

**ORDER ADMITTING JOHN M.
DEVANEY PRO HAC VICE ON
BEHALF OF QWEST
CORPORATION**

Based upon the Motion for Admission Pro Hac Vice of John M. Devaney and
consent to appear as local counsel by Timothy Berg,

IT IS HEREBY ORDERED that John M. Devaney be admitted pro hac vice as
counsel for Qwest Corporation in the above-captioned docket.

DATED this ____ day of ____, 2006

By: _____
JANE L. RODDA
ADMINISTRATIVE LAW JUDGE
ARIZONA CORPORATION COMMISSION